

NOTICE OF EMERGENCY RULE REPEAL AND PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE REPEAL AND PROMULGATION: DMR Regulation 95.07 A, Closed Area No. 18-B, New Meadows River, Brunswick, West Bath, and Harpswell, promulgated on May 14, 2004, is repealed and replaced with the following rule:

TEXT OF RULE: DMR Regulation 95.07 A, Closed Area No. 18-B, New Meadows River, Brunswick, West Bath, and Harpswell.

1. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of the New Meadows River north of a line beginning at a 9 foot by 12 foot concrete dock footing located on the east shore of the New Meadows River approximately 1500 feet south of Rosedale Point, West Bath, and extending due west to a red post on the Brunswick shore; AND south of a line beginning at Rosedale Point, West Bath, and extending southwest to a large stone and wood crib dock on the Brunswick shore.
2. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of the New Meadows River, from May 1 through November 15, north of a line beginning at Rosedale Point, West Bath, and extending southwest to a large stone and wood crib dock on the Brunswick shore; and south of a line across the New Meadows River at the Central Maine Railroad trestle north of the Bath Road.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6204).

EFFECTIVE DATE: August 11, 2004

AGENCY CONTACT PERSON:

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THE TIMES RECORD
August 13, 2004

STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources repeals the emergency DMR Regulation 95.07 A, Closed Area No. 18-B, New Meadows River, Brunswick, West Bath, and Harpswell, promulgated on May 14, 2004, and replaces it with a new regulation. This new regulation describes the seasonal closure and the permanent closure by Rosedale Point. The closures at Bombazine Island and at Foster Point are now described in Closed Area No. 18-P, and the closure at the north end of the Upper New Meadows Lake is now described in Closed Area No. 18-BB. The area by Treasure Island is now open for shellfish harvesting.

Department personnel have determined that the remaining described closed areas are subject to point and non-point pollution, which poses a threat to public health.



DAVID ETNIER
DEPUTY COMMISSIONER



Maine Department of Marine Resources


Legal Notice of Shellfish Closure Area

8/11/04



C18B New Meadows River

2004 Shellfish Classifications

-  Prohibited
-  Restricted
-  Conditionally Approved
-  Conditionally Restricted

Brunswick

**Seasonally
Open 11/16-4/30**

Railroad Trestle

Bath Rd

West Bath

New Meadows River

Rosedale Pt

Kings Pt

There may be other closures in this map area.

0.2 0 0.2 0.4 Miles

